

Canvassers Sheet for Delegates to the Republican Party State Convention

PRIMARY ELECTION, MAY 7, 1974

The State of Indiana, Allen County, ss

Special Election

We, the undersigned, hereby certify that the tabulation herein is the complete statement of votes cast at the ~~SPECIAL ELECTION~~ ~~ON REFERENDUM~~ May 7, 1974, in the Precincts herein set forth in said County for ~~SPECIAL ELECTION ON REFERENDUM~~ And from the statement of said canvass and estimate drawn up in tabular form as herein set forth, it is hereby certified,

In witness whereof, we hereunto subscribe our names, this _____ day of May, 1974.

Frank & Terry
Strawn
Robert Hanson

County Election
Board and
Ex-officio Board of
Canvassers

STATE OF PENNSYLVANIA GENERAL ELECTION PRECINCT AND TOTAL NUMBER OF VOTES RECEIVED IN PRECINCTS			
Precinct	Machine	Vote	
		Yes	No
WAYNE 101	5-15	62	27
" 102		39	47
" 104		147	33
" 105		42	24
" 106		34	18
" 107		78	45
" 108		39	27
" 109		74	35
" 110		90	64
" 111		65	46
" 112		29	35
" 150	R-14	21	32
" 150	R-15	25	49
" 151		45	55
" 152		82	63
" 153		105	33
" 154		83	54
" 155		32	32
" 156		55	65
" 157		42	29
" 158		34	54
" 160		59	51
" 161		42	38
" 162		46	43
" 201		130	137
" 202		130	110
" 203	A	111	53
" 203	B	106	42
" 204		124	110
" 205		200	78
" 206		191	96
" 207		122	81
St. Joe 208	A	138	51
" 208	B	129	49
WAYNE 209		132	120
St. Joe 210	A	96	42
" 210	B	109	40
" 211	A	162	49
" 211	B	162	63
WAYNE 250		104	88
" 251		115	105
" 252		116	55
" 253		172	100
" 254		182	79
" 255		167	101
ADAMS 256	A	88	36
" 256	B	87	29
St. Joe 257		118	42
" 258		182	73
		17,589	10,386

STATEMENT OF VOTES CAST AT THE MAY ~~1974~~ ^{Special} ELECTION, 1974,IN the City of ~~Fort Wayne~~, INDIANA,

Precinct Machine Vote
Yes No

Precinct Machine Vote
Yes No

St Joe 259	205	72
" 260	96	64
" 261	141	31
" 261	117	24
" 262	163	43
WAYNE 301	74	53
" 302	104	42
" 303	173	90
WASH 304	83	71
" 305	56	40
" 306	158	148
" 307	147	63
" 308	116	56
" 308	95	50
St Joe 309	121	22
" 310	106	25
WASH 311	113	68
WAYNE 350	47	32
" 351	131	31
" 352	63	31
" 353	85	102
" 354	90	82
" 355	88	66
" 355	92	85
" 356	110	156
" 357	175	108
" 358	165	158
" 359	153	98
WASH 360	126	88
" 361	87	51
" 362	29	7
" 401	84	48
WAYNE 402	71	68
" 402	17	18
" 403	55	80
" 404	59	80
" 405	18	22
" 405	5-15	11
" 406	48	51
" 407	112	38
" 408	84	62
" 409	57	51
" 410	83	63
" 411	68	45
" 411	58	42
" 412	38	18
" 413	201	56
" 414	145	84
" 415	114	42

Precinct	Machine	Vote	Yes	No
Wayne	416			
"	450		114	72
"	451		214	85
"	452	A	104	73
"	452	B	119	53
"	453		153	65
"	454		193	67
"	455		222	86
"	456		136	107
"	457	A	81	44
"	457	B	89	49
"	458		174	60
"	459		138	71
"	460		20	5
"	461		29	11
"	501		78	86
"	502		115	124
"	503		128	67
"	504		169	78
"	505	R-14	21	27
"	505	R-15	95	72
"	506		65	36
"	507		153	107
"	508		94	71
"	509		151	124
"	510		107	95
"	512		154	73
"	513		197	61
"	550	A	148	52
"	550	B	143	48
"	551		150	56
"	552		109	87
"	553		181	129
"	554	A	174	41
"	554	B	182	47
"	585	A	142	54
"	555	B	112	70
"	556		134	78
"	557		85	77
"	558		136	105
"	559		124	96
"	560		92	47
"	601		44	27
"	602		51	45
"	603		110	102
"	604		87	92
"	605		123	102
"	606		67	81
"	607		105	57

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4 BILL NO. G-74-05-49

5 GENERAL ORDINANCE NO. G- 18-74.

6 AN ORDINANCE confirming Declaratory Resolution No. R-13-74
7 and the execution of the policy thereof, and authorizing
8 and directing the execution and performance of the
9 contract for lease of the municipal electric utility
system owned and operated by the City of Fort
Wayne, Indiana, to Indiana & Michigan Electric Company

10 WHEREAS, the Common Council of the City of Fort Wayne, Indiana
11 (Common Council) at its regular meeting held on March 12, 1974, adopted its
12 Declaratory Resolution No. R-13-74 (hereinafter referred to as "Declaratory
13 Resolution"), which included, and made a part thereof, the contract for lease of
14 the municipal electric utility system, with certain exceptions (hereinafter referred
15 to as "Lease Agreement") owned and operated by the City of Fort Wayne, Indiana
16 (hereinafter referred to as "City"), to Indiana & Michigan Electric Company (here-
17 after referred to as "Company");

18 WHEREAS, the Declaratory Resolution provided that the Common
19 Council shall, and does pursuant to such Resolution, submit to the qualified
20 voters of the City such Resolution at a special election called and to be held in Fort
Wayne, Indiana on the 7th day of May, 1974, all in accordance with the law in such
case made and provided;

21 WHEREAS, notice of said special election was published in accordance
22 with the law on April 17, 1974 and April 24, 1974 in the Fort Wayne Journal-Gazette
23 and the Fort Wayne News-Sentinel, newspapers printed and of general circulation
in Fort Wayne;

24 WHEREAS, upon due and legal notice such special election was called
25 and held in accordance with the law on May 7, 1974, and at such special election
17,589 votes were cast For the Declaratory Resolution and 10,386 votes were cast
26 Against the Declaratory Resolution;

27 WHEREAS, the Public Service Commission of Indiana by its Order
28 entered on March 29, 1974 in its Cause No. 33638 has given, in the manner and to
the extent required by law, its authorization to, and approval of, the Lease Agree-
ment; and

29 WHEREAS, it is the opinion of the Common Council that there is
30 necessity for the City to enter into the Lease Agreement, and it is in the best in-
terest of the City so to do.

31 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
32 THE CITY OF FORT WAYNE, INDIANA:

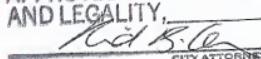
33 SECTION 1. That Declaratory Resolution be, and the same is, hereby
34 confirmed, and the City and its Common Council shall proceed to execute the policy
35 thereof.

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SECTION 2. The Mayor is hereby authorized to execute, and the City Clerk to attest, the Lease Agreement in the form included in and made a part of the Declaratory Resolution and the Mayor is further authorized and the City Clerk to attest, all other instruments, documents and papers supplemental or incidental to said Lease agreement and all instruments, documents and papers necessary or proper in connection with the execution of the Lease Agreement by the City.

SECTION 3. The proper officers of the City as provided by law and the Lease Agreement, be and they are hereby, authorized and empowered to execute any and all instruments, documents and papers, and do or cause to be done any and all acts or things, necessary or proper in order to perform and comply with all the obligations and undertakings of the City under the Lease, and to obtain compliance and performance by the Company of all its obligations and undertakings under the Lease Agreement.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication.


Paul M. Burns
Councilman

APPROVED AS TO FORM
AND LEGALITY,

CITY ATTORNEY

Read the first time in full and on motion by Burns, seconded by Stewart, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 5-28-74.

Charles W. Ulsterman
CITY CLERK

Read the third time in full and on motion by Burns, seconded by Winga, and duly adopted, placed on its passage. Passed (LOST) by the following vote:

AYES 9, NAYS 0, ABSTAINED _____, ABSENT _____ to-wit:

BURNS	<u>X</u>	_____	_____	_____	_____
HINGA	<u>X</u>	_____	_____	_____	_____
KRAUS	<u>X</u>	_____	_____	_____	_____
MOSES	<u>X</u>	_____	_____	_____	_____
NUCKOLS	<u>X</u>	_____	_____	_____	_____
SCHMIDT, D.	<u>X</u>	_____	_____	_____	_____
SCHMIDT, V.	<u>X</u>	_____	_____	_____	_____
STIER	<u>X</u>	_____	_____	_____	_____
TALARICO	<u>X</u>	_____	_____	_____	_____

DATE: 6-11-74

Charles W. Ulsterman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 9-18-74. on the 11th day of June, 1974.

ATTEST: (SEAL)

Charles W. Ulsterman Samuel J. Talarico
CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of June, 1974, at the hour of 10:00 o'clock A. M., E.S.T.

Charles W. Ulsterman
CITY CLERK

Approved and signed by me this 12th day of June, 1974, at the hour of 2:00 o'clock P. M., E.S.T.

John A. Landry
MAYOR

Bill No. G-74-05-49

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance confirming Declaratory Resolution No. R-13-74 and the execution of the policy thereof, and authorizing and directing the execution and performance of the contract for lease of the municipal electric utility system owned and operated by the City of Fort Wayne, Indiana, to Indiana & Michigan Electric Company.

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

Paul M. Burns - Chairman

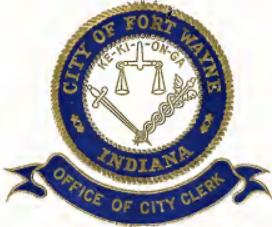
James S. Stier - Vice-Chairman

Vivian G. Schmidt

Donald J. Schmidt

Eugene Kraus, Jr.

DATE 6-11-74 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK



CHARLES W. WESTERMAN, CLERK

TELEPHONE 219-423-7183

Mayor Ivan A. Lebamoff & Members of Common Council
City of Fort Wayne

Dear Mayor & Councilmen:

This will confirm to the Mayor of the City of Fort Wayne and the nine members of the Common Council of the City of Fort Wayne that the office of the City Clerk has certified on the eleventh day of June, 1974, the results of the County Election Board and ex officio Board of Canvassers, Ramon S. Perry, Stephen W. Crider and Robert D. Hanson.

Said Election Board on the 10th day of June, 1974, certified to me upon request, the official results of the special election on the Referendum held on May 7, 1974. Said certificate of certification reflects the results the City of Fort Wayne voted on the question "for" and "against" the Declaratory Resolution No. R-13-74, duly adopted March 12, 1974, by you, the members of the Common Council.

The enclosed certificate of certification was delivered this date to the Honorable Ivan A. Lebamoff, Mayor of the City of Fort Wayne, together with canvass report and certificate ~~referred~~ referred to above.

The above action on behalf of the people of the City of Fort Wayne is hereby entered by spreading the enclosed results of the Declaratory Resolution and results of the referendum now official in the permanent Journal of the Common Council of the City of Fort Wayne, in regular session on June 11, 1974.

With best regards and my best wishes, and with the return of a clear majority from this referendum, I have attached hereto the results to Bill No. 74-05-49 and ordinance confirming the Declaratory Resolution R-13-74 and execution of the policy thereof and authorizing and directing the execution and performance of the contract for lease of the municipal electric utility system owned and operated by the City of Fort Wayne, Indiana, to Indiana & Michigan Electric Company. Upon legal completion of action, by me the City Clerk of Fort Wayne, I remain,

Respectfully yours,

MADE A MATTER OF RECORD

DATE _____ CHARLES W. WESTERMAN, CITY CLERK


Charles W. Westerman, City Clerk

STATE OF INDIANA)
)
COUNTY OF ALLEN) SS: CERTIFICATE
)
CITY OF FORT WAYNE)

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify to the Common Council of the City of Fort Wayne, Indiana that:

1. Pursuant to the requirements of Declaratory Resolution No. R-13-74, adopted by you on March 12, 1974, a Special Election was called and held in the City of Fort Wayne, Indiana, on May 7, 1974 in which the following referendum was submitted to the qualified voters of said city: "Are you in favor of Declaratory Resolution No. R-13-74 authorizing the lease of the municipal electric utility owned and operated by the City of Fort Wayne, Indiana, to Indiana & Michigan Electric Company?"

2. The said Special Election was called and held pursuant to notice and in accordance with all requirements of law to the best of my knowledge, information and belief.

3. The County Election Board and Ex officio Board of Canvassers of Allen County, Indiana, have certified to me that, in said Special Election, 17,589 votes were cast "FOR" and in favor of said Declaratory Resolution and 10,386 votes were cast "AGAINST" and opposed to said Declaratory Resolution; and that, accordingly, more than a majority of all the votes

cast in such election were in favor of said Declaratory Resolution.

WITNESS MY HAND AND THE SEAL OF THE CITY OF Fort
Wayne, Indiana, this 11th day of June, 1974.



Charles W. Westerman
Clerk of the
City of Fort Wayne, Indiana

MADE A MATTER OF RECORD
DATE CHARLES W. WESTERMAN, CITY CLERK

The State of Indiana, Allen County, ss;

We, the undersigned, County Election Board and
Ex officio Board of Canvassers, do hereby certify that the
tabulation attached hereto and made a part hereof, and identified
as and consisting of five "Canvassers Sheets For Special Election
On Referendum," is the full, true and complete statement of the
votes cast at the Special Election held in the City of Fort Wayne
("City") on May 7, 1974 "FOR" and "AGAINST" Declaratory Resolution
No. R-13-74 duly adopted on March 12, 1974 by the Common Council
of the City; that from said tabulation, as taken from the certifi-
cates, poll sheets and tally sheets returned by the inspectors of
the precincts in the City; it is hereby further certified that
17,589 votes were cast "For" and in favor of said Declaratory Re-
solution at said Special Election and 10,386 votes were cast "Against"
and opposed to said Declaratory Resolution; and that, accordingly,
more than a majority of all the votes cast at such election were in
favor of said Declaratory Resolution.

IN WITNESS WHEREOF, we hereunto subscribe our names, this

10th day of June, 1974.

MADE A MATTER OF RECORD
DATE CHARLES W. WESTERMAN, CITY CLERK

Ramon M. Terrey
(Ramon Perry)
Stephen W. Crider
(Stephen W. Crider)
Robert D. Hanson
(Robert D. Hanson)

County Election Board and
Ex officio Board of Canvassers



Received by Charles W.
Westerman, City Clerk by his
Deputy David Kester on the
above date.

Arthur Niemeyer
James B. Hearn

Memorandum

To _____ Date _____
From _____
Subject _____

COPIES TO:

city utilities

get digest sheet
asap.

DIGEST SHEETTITLE OF ORDINANCE GENERAL ORDINANCEG 74-05-49

DEPARTMENT REQUESTING ORDINANCE _____

SYNOPSIS OF ORDINANCE Confirming the policy of Declaratory Resolution No. R-13-74and directing the execution of the proposed contract for the lease of the municipalelectric utility, and directing the performance of said leaseEFFECT OF PASSAGE Execution of the lease with Indiana & Michigan

EFFECT OF NON-PASSAGE _____

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) _____

ASSIGNED TO COMMITTEE (PRESIDENT) _____

Regulation city Utilities



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

CHARLES W. WESTERMAN
CITY CLERK

June 13, 1974

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of June 15 and June 22, 1974, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council of
Fort Wayne, Indiana, Public Legal
Notice for the following:

Annexation Ordinance No. X-01-74

Annexation Ordinance No. X-02-74

General Ordinance No. G-16-74

General Ordinance No. G-18-74

Please send us six (6) copies of each newspaper of the Publisher's Affidavit.

Thank you.

Sincerely,

Charles W. Westerman

Charles W. Westerman

CWW/ne
ENCL: 4

Fort Wayne Common Council
(Governmental Unit)

To.....NEWS-SENTINEL.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

Notice is hereby given that on the 18th day of May, 1974, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-7-405-49 G-7-405-50 Ordinance, to-wit:

BILL NO. G-7-405-49

GENERAL ORDINANCE NO. G-18-74.

AN ORDINANCE concerning Declaration

of Resolution No. R-157-74 and the execution

of the policy thereof, and authorizing and

directing the execution and performance of

the obligations of the City of Fort Wayne, an

electric utility system owned and operated by

the City of Fort Wayne, Indiana, to Indiana

& Michigan Electric Company.

WHEREAS, the Common Council of the

City of Fort Wayne, Indiana, (the "City")

Council of the City, did, on the 18th

March 12, 1974, adopt its Declaratory

Resolution No. R-157-74 (hereinafter referred

to as "Declaratory Resolution"), which included, and made a part thereof,

the contract for lease of the municipal elec-

tric utility system, to Indiana & Michigan Elec-

tric Company (hereinafter referred to as

"Company") to Indiana & Michigan Elec-

tric Company (hereinafter referred to as

"Company")

WHEREAS, the Declaratory Resolution

provided that the Common Council shall

and do, all acts necessary to such Resolution, and

submit to the qualified voters of the City, such

Resolution at a special election called and

held on the 18th day of May, 1974, on the

7th day of May, 1974, all in accordance with

the law in such case made and provided;

WHEREAS, notice of said special elec-

tion was published in the "Fort Wayne Journal-Gazette" and the "Fort Wayne News-Sentinel", newspaper

printed of general circulation in Fort

Wayne, Indiana.

WHEREAS, upon due and legal notice

such special election was called and held in

accordance with the law on May 7, 1974,

and at such election, Section 7, § 538, was

voted for the Declaratory Resolution and

10,368 votes were cast against the

Declaratory Resolution.

WHEREAS, the Public Service Commission

of Indiana by its Order, dated on

May 11, 1974, Case No. 3380, has

given, in the manner and to the extent re-

quired by law, its authorization to, and ap-

proved the Agreement.

WHEREAS, it is the opinion of the Com-

mon Council that there is necessity for the

City to enter into the Lease Agreement, and

it is in the best interest of the City so to do.

NOW THEREFORE, BE IT ORDAINED TO

BY THE COMMON COUNCIL OF THE

CITY OF FORT WAYNE, INDIANA,

SECTION 1. That the Declaratory Resolution

and the same is hereby confirmed, and the

City and the Common Council shall pro-

ceed with the policy thereof.

SECTION 2. That the same is hereby authori-

zed to execute, and the City Clerk to ob-

tain the necessary documents or Declaratory

Resolution and the Mayor is further au-

thorized and the City Clerk to attest, all

other instruments, documents, or papers

and agreements, and all instruments, documents

and papers, necessary to give effect to the

Agreement with the City.

SECTION 3. That the proper officers of the

City as provided by law and the Lease

Agreement, but and they are hereby, au-

thorized, enabled, and directed to sign any

and all instruments, documents and pa-

pers, and do or cause to be done any and

all acts necessary to give effect to the same

in order to perform and comply with all the

obligations and undertakings of the City un-
der the Lease Agreement, and the performance

and performance by the Company of all its

obligations and undertakings under the

Lease Agreement.

SECTION 4. This Ordinance shall be in

full force and effect from and after its pas-

sage, approved by the Mayor and legal pub-

lication.

Paul M. Burns
Common

Read the third time in full and on motion

by Burns, seconded by Hings, and duly

abstained from its passage. PASSED by

the following vote:

Ayres: Nine

Bartels, Kraus, Moses, Nickols, D.

Schmidl, V. Schmidt, Steer, Talarico.

Nays: None

Date: 6-17-74

Charles W. Westerman
City Clerk

Presiding Officer

Approved and signed by me this 12th day

of June, 1974, at the hour of 2:00 o'clock

P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 12th day

of June, 1974, at the hour of 2:00 o'clock

P.M., E.S.T.

Ivan A. Leesomoff
City Clerk

I, Charles W. Westerman, Clerk of the

City of Fort Wayne, Indiana, do hereby certi-

fy that the above and foregoing is a true

and complete copy of General Ordinance

No. G-7-405-49 G-7-405-50

that said Ordinance was duly signed and

approved by the Mayor on the 12th day of

June, 1974, and now remains on the end of

my record in my office, and the official seal

of the City of Fort Wayne, Indiana, this

12th day of June, 1974.

Charles W. Westerman
City Clerk

6-15-22

PY OF
NT HERE

TALARICO

Fort Wayne Common Council
(Governmental Unit)

To.....NEWS-SENTINEL.....Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head	number of lines	_____
Body	number of lines	<u>144</u>
Tail	number of lines	<u>2</u>
Total number of lines in notice		<u>146</u>

COMPUTATION OF CHARGES

146	lines, 1	columns wide equals 146	equivalent lines at .288¢	<u>.42.05</u>
cents per line				

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)	<u>2.00</u>
---	-------------

TOTAL AMOUNT OF CLAIM	<u>.44.05</u>
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DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type <u>5$\frac{1}{2}$</u> point
Number of insertions <u>2</u>	Size of quad upon which type is cast <u>5$\frac{1}{2}$</u>

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V.E. Gerken

Date June 24, 1974

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. Gerken, who, being duly sworn, says that She is Clerk of the

NEWS-SENTINEL

DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANAin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time^s as follows:

6/15-22/74

Subscribed and sworn to before me this

24th June 1974

Notary Public

My commission expires October 25, 1975

Notice is hereby given that on the 11th of June, 1974, the Common Council of the City of Fort Wayne, Indiana, in a Regular Meeting, did adopt an Ordinance, No. 4-59-G-18-74 General Ordinance, to-wit: BILL NO. G-74-05-49
AN ORDINANCE confirming Declaration-Resolution No. R-13-74 and the execution of a contract for lease of the municipal election system, with certain exceptions, to the Michigan Electric Company, by the City of Fort Wayne, Indiana, to Indiana Michigan Electric Company, for a period of 10 years, to begin at the regular meeting of the Common Council of the City of Fort Wayne, Indiana (Common Council), at its regular meeting held on the 11th day of June, 1974, and that the resolution No. R-13-74 (hereinafter referred to as "Declaratory Resolution"), including all modifications thereto, contract for lease of the municipal election system, with certain exceptions, to the Michigan Electric Company, by the City of Fort Wayne, Indiana, hereinafter referred to as "City" to Indiana Michigan Electric Company (hereafter referred to as "IMEC").

HEREAFTER, the Declaratory Resolution shall be in full force and effect, and pursuant to such Resolution, sub-

Fort Wayne Common Council
(Governmental Unit)

Allen

County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Notice is hereby given that on the 11th day of June, 1974, the Common Council of the City of Fort Wayne, Indiana, in regular session, did pass the following Bill No. G-18-74, General Ordinance, to-wit:

BILL NO. G-18-74

GENERAL ORDINANCE NO. G-18-74
AN ORDINANCE OF THE COMMON COUNCIL
of the City of Fort Wayne, Indiana, in regular session, to declare the adoption and execution of the policy thereof, and authorizing and directing the Common Council to enter into and execute the contract for lease of the municipal electric utility system, owned and operated by the City of Fort Wayne, Indiana, by Indiana & Michigan Electric Company.

WHEREAS, the Common Council of the City of Fort Wayne, Indiana (Common Council) of its regular meeting held on March 17, 1974, adopted a Declaratory Resolution No. D-13-74, (hereinafter referred to as "Declaratory Resolution"), which declared that and made a part thereof, the contract for lease of the municipal electric utility system, with certain exceptions (hereinafter referred to as "the Agreement") owned and operated by the City of Fort Wayne, Indiana (hereinafter referred to as "Company"):

WHEREAS, the Declaratory Resolution provided that the Common Council shall, and does pursuant to such Resolution, submit to the elected voters of the City such Resolution of a special election to be held in Fort Wayne, Indiana, on the 11th day of June, 1974, in accordance with the law in such manner as the Common Council shall determine;

WHEREAS, notice of said special election to be held in accordance with the law on April 17, 1974, and April 24, 1974, in the Fort Wayne Journal-Gazette and the Fort Wayne Daily News, and in all newspapers printed and of general circulation in Fort Wayne;

WHEREAS, upon due and legal notice such special election was called and held in accordance with the law on May 7, 1974, and 10,386 votes were cast for the Declaratory Resolution and 10,386 votes were cast against the Declaratory Resolution;

WHEREAS, the Public Service Commission of Indiana by its Order entered on May 10, 1974, gave its consent to the lease given, in the manner and to the extent required by law, its authorization to, and approval of, the public utility system;

WHEREAS, it is the opinion of the Common Council that there is necessity for the City to enter into the lease of the utility system, and it is in the best interest of the City so to do;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the Declaratory Resolution, and the same is, hereby confirmed, and the City and its Common Council shall proceed to the publication of the same.

SECTION 2. The Mayor is hereby authorized to execute, and the City Clerk to attest, the legal documents which are to be included in and made a part of the Declaratory Resolution. The Mayor is further authorized to execute the lease, and to sign any other instruments, documents, and papers supplement or otherwise to said Lease agreement and all instruments, documents and papers necessary or proper in connection with the execution of the Lease Agreement by the City.

SECTION 3. The proper officers of the City are to provide for the law and the Lease Agreement to be made and have them authorized and empowered to execute any and all instruments, documents and papers, and do or cause to be done, all acts or things, necessary or proper in order to give full force and effect to the obligations and understandings of the City under the Lease, and to obtain compliance and assistance by the Company of all its obligations and requirements under the Lease Agreement.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication.

Paul M. Burns,
Common Councilman

Read the third time in full and on motion by Burns, seconded by Hinga, and duly passed on its passage. PASSED by the following vote:

Ayres: Nine
Burns, Hinga, Kraus, Moses, Nuckles, D. Schaeffer, Schmid, Sher, Toloczo, Nays: None
Date: 6/12/74Charles W. Westerman, Clerk
City ClerkSamuel J. Toloczo
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of June, 1974, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 12th day of June, 1974, at the hour of 2:00 o'clock P.M., E.S.T.

Ivan A. Lebennett

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that a true and complete copy of General Ordinance No. G-18-74, passed by the Common Council of the City of Fort Wayne, Indiana, that said Ordinance was duly signed and approved by the Mayor on the 12th day of June, 1974, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of June, 1974. Charles W. Westerman
City Clerk

(Must not exceed two actual lines, neither of which shall total more than 144 characters of the type in which the body of the advertisement is set)

number of lines

144

number of lines

2

number of lines

146

number of lines in notice

ES

1 columns wide equals 146 equivalent lines at .288¢ per line

\$ 42.05

charge for notices containing rule or tabular work (50 per cent of above)

2.00

extra proofs of publication (50 cents for each proof in excess of two)

\$ 44.05

TOTAL AMOUNT OF CLAIM

COST

size column 11 ems

Size of type 5½ point

insertions 2

Size of quad upon which type is cast 5½

and penalties of Ch. 89, Acts 1967,

foregoing account is just and correct, that the amount claimed is legally due, after allowing all just of the same has been paid.

Arvilla De Wald
Arvilla De Wald
CLERK

Title

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DE WALD who, being duly sworn, says that she is

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows: 6/15-22/74

Arvilla De Wald
Arvilla De Wald
CLERK
Notary Public

My commission expires October 25, 1975

Fort Wayne Common Council
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

146 lines, 1 columns wide equals 146 equivalent lines at .288¢ cents per line \$ 42.05

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 2.00

\$ 44.05

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date June 24, 1974

Title CLERK

Arville De Wald

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DE WALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time \$, the dates of publication being as follows: 6/15-22/74

Subscribed and sworn to before me this 24 day of June 1974

Notary Public

My commission expires October 25, 1975

